

IN THE INTEREST OF

**Postdisposition Emergency
Change in Placement Order**
(In-Home to Out-of-Home)

Name _____

Date of Birth _____

Case No. _____

A hearing on the emergency change in placement was held on [Date] _____, which is the effective date of this order.

THE COURT FINDS:

1. The child/juvenile is currently under a dispositional order.
2. Continuation of residence in the home at this time ☐ is ☐ is not contrary to the child's/juvenile's welfare.

3. Reasonable efforts to prevent removal and return child/juvenile safely home were [Complete one of the following]
 - ☐ made by the department or agency responsible for providing services as follows:

 - ☐ made by the department or agency responsible for providing services, although an emergency situation resulted in immediate removal of the child/juvenile from the home as follows:

 - ☐ not required under §48.355(2d) and §938.355(2d), Wis. Stats. _____
 - ☐ required, but good cause was shown why sufficient information is not available to enable the court to make the necessary findings. This hearing is continued until [Date – Not to exceed 5 days] _____.
 - ☐ required, but the department or agency responsible for providing services failed to make reasonable efforts.
4. Reasonable efforts to place the child/juvenile in a placement that enables the sibling group to remain together were
 - ☐ made.
 - ☐ not required because the child/juvenile does not have siblings in out-of-home care.
 - ☐ not required because it would be contrary to the safety or well being of the child/juvenile or any of the siblings.
- ☐ 5. The child/juvenile is subject to the Indian Child Welfare Act, and emergency removal and placement outside of the home ☐ is ☐ is not necessary to prevent imminent physical damage or harm to the child/juvenile.
6. As to the department or agency recommendation:
 - ☐ A. The placement location recommended by the department or agency is adopted.
 - OR**
 - ☐ B. After giving bona fide consideration to the recommendations of the department or agency and all parties, the placement location recommended is not adopted.
- ☐ 7. The ☐ Parent #1 ☐ Parent #2 was present and was asked to provide the names and other identifying information of three adult relatives of the child/juvenile or other adult individuals whose home the parent requests the court to consider as placements for the child/juvenile.

8. The parent(s) who appeared in court have been orally advised of the applicable grounds for termination of parental rights (TPR) and the conditions that are necessary for a safe return to the home or a restoration of visitation rights. Written TPR Warnings are attached. Conditions for return/visitation are part of this order or attached.

THE COURT ORDERS:

The request for emergency change in placement is

☐ 1. **DENIED.**

☐ 2. **GRANTED.**

- A. The child/juvenile is placed out-of-home at _____ and into the placement and care responsibility of the department in the county where this order is issued, or the Division of Milwaukee Child Protective Services if this order is issued in Milwaukee County under Ch. 48, which has primary responsibility for providing services.
- ☐ B. The child/juvenile has one or more siblings in out-of-home care and the child/juvenile is not placed with all those siblings.
- ☐ The department or agency shall make reasonable efforts to provide frequent visitation or other ongoing interaction between the child/juvenile and any siblings.
- ☐ The department or agency is not required to provide for frequent visitation or other ongoing interaction because it would be contrary to the safety or well being of the child/juvenile or any siblings.
- C. The department or agency shall conduct a diligent search in order to locate and provide notice as required by §48.21(5)(e)2. or §938.21(5)(e)2., Wis. Stats., to all adult relatives of the child/juvenile, including the three adult relatives provided by the parents under §48.21(3)(f) or §938.21(3)(f), Wis. Stats., no later than 30 days from the date of the child's/juvenile's removal from the home, unless the search was previously conducted and notice provided.
- D. This order remains in effect pending the change in placement hearing.

BY THE COURT:

Circuit Court Judge/Circuit Court Commissioner

Name Printed or Typed

Date

DISTRIBUTION:

1. Court
2. Child/Juvenile
3. Parents/Guardian/Legal Custodian/Trustee
4. Case Worker/District Attorney/Corporation Counsel
5. Juvenile's Attorney/GAL
6. Other: _____